

Application/Control Number: 09/770,070
Art Unit: 2686

Docket No.: PALM-3238

REMARKS

Reconsideration and allowance in view of the foregoing amendment and the following remarks are respectfully requested.

By this amendment, claims 1-34 are cancelled without prejudice or disclaimer and claims 35-67 are newly added.

In the non-Final Office Action of January 7, 2005, the Examiner rejected claims 1-9, 29-30, and 32-34 under 35 U.S.C. 103(a) as allegedly being unpatentable over Published U.S. Patent Application No. 2002/0035404 to Ficco et al. ("Ficco") in view of U.S. Patent No. 5,742,905 to Pepe et al. ("Pepe"); rejected claims 10, 15-28 under 35 U.S.C. 103(a) as allegedly being unpatentable over Ficco in view of Pepe and further in view of U.S. Patent No. 6,591,094 to Bentley; rejected claims 11-14 and 31 under 35 U.S.C. 103(a) as allegedly being unpatentable over Ficco in view of Pepe and further in view of U.S. Patent No. 5,657,317 to Mahany et al. ("Mahany"); rejected claims 20-23 under 35 U.S.C. 103(a) as allegedly being unpatentable over Ficco in view of Pepe and Bentley and further in view of Mahany; and rejected claims 26-28 under 35 U.S.C. 103(a) as allegedly being unpatentable over Ficco and Pepe and Bentley in further view of U.S. Patent No. 6,118,926 to Kim et al. ("Kim").

Rejection of Claims 1-34

Claims 1-34 have been canceled without prejudice or disclaimer, thereby making the rejection to claims 1-34 moot. Applicant, therefore, respectfully requests that the rejection of claims 1-24 be withdrawn.

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New Claims 35-67

New claims 35-67 recite features not disclosed in the cited references of record. For example, new independent claim 35 is directed to a computing device configured to, among other things, display a device schedule menu, via a display device, to permit a user to enter data to the device schedule menu for controlling operation of a device, the operation of the device to be controlled in accordance with time data entered via the device schedule menu. None of the references of record disclose or suggest, either separately or in combination, such a feature.

New independent claims 46 and 57 recite features similar to those of claim 35 and therefore, recite features not disclosed or suggest, either separately or in combination, by the references of record for reasons similar to the reasons given with respect to claim 35.

New claims 36-45, 47-56, and 58-67 depend from one of claims 35, 46, or 57 and are patentable over the references of record for at least the reasons given with respect to claims 35, 46, and 57.

CONCLUSION

Having addressed all rejections, Applicant respectfully submits that the subject application is in condition for allowance and a Notice to that effect is earnestly solicited.

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Art Unit: 2686

Docket No.: PALM-3238

The Commissioner is hereby authorized to charge any necessary fees (or credit any overpayments) associated with this communication and which may be required to Deposit Account No. 50-3102, referencing Attorney Docket No. PALM-3238

Respectfully submitted,

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